

TOMORROW'S FORECAST

- * The House will reconvene for its 12th Legislative Day on Wednesday, February 6, at 11:00 AM.
- * No bills are expected to be debated on the floor.



GEORGIA HOUSE OF REPRESENTATIVES

DAILY REPORT

Tuesday, February 05, 2013

11th Legislative Day

TODAY ON THE FLOOR

There were no bills debated on the floor of the House today.

** The House will reconvene Wednesday, February 6, at 11:00 AM, for its 12th Legislative Day.*

COMMITTEE ON RULES

** The Rules Committee will next meet on Wednesday, February 6, at 10:00 AM*

COMMITTEE ACTION REPORT

Agriculture & Consumer Affairs

HB 101 - Nonprofit organizations; exclude certain events from "food service establishment" definition

- BILL SUMMARY: The bill amends Code Section 26-2-370 of the O.C.G.A. so as to exclude certain events held by nonprofit organizations, from the definition of "food service establishment" and to amend Code Section 26-2-391 relating to permits for nonprofit food sales and food service events, so as to allow counties or municipalities to delegate permitting authority to the local board of health and to repeal conflicting laws.

Section 1

In Code Section 26-2-370 subparagraph (2) line 34 the term 'a fair or festival' is struck and replaced with the words 'an event.'

Section 2

Code Section 26-2-391 provides new language which allows 'that the county or municipality may delegate the authority to issue such permits to the county board of health.' Also provides that no fees shall be charged to an organization for the issuance of such permit.

Section 3

All laws and parts of laws in conflict with this Act are repealed.

- **Authored By:** Rep. James Epps of the 144th

- **Committee Action:** Do Pass

Judiciary

HB 79 - Official Code of Georgia; revise, modernize and correct errors or omissions

- BILL SUMMARY: HB 79 is the annual general reviser bill. It revises, modernizes and corrects errors and omissions in the OCGA.

The committee substitute corrects some house committee names in accordance with the 2013-2014 committee name changes.

- **Authored By:** Rep. Wendell Willard of the 51st

- **Committee Action:** Do Pass by Committee Substitute

Judiciary

HB 135 - Municipalities; ante litem notice; the amount of damages sought; provide

- BILL SUMMARY: HB 135 requires that ante litem notices specify the amount of damages sought and be served to the mayor or the chairperson of city council or commission either personally, by certified mail, or statutory overnight delivery.

- **Authored By:** Rep. Andrew J. Welch of the 110th

- **Committee Action:** Do Pass by Committee Substitute

Public Safety & Homeland Security

HB 59 - Alarm monitoring services; licensed persons and companies to utilize alarm verification; require

- BILL SUMMARY: This legislation requires an alarm monitoring company to use a second contact for alarm verification in the event that no contact is made on the first attempt so that in the event of a false alarm, the dispatched law enforcement can disregard and continue on with their duty. No second verification call will be required in the event that there is a fire alarm, panic, robbery-in-progress, or crime-in-progress which has been verified to be true by video or audible means.

- **Authored By:** Rep. Tom Taylor of the 79th

- **Committee Action:** Do Pass

Public Safety & Homeland Security

HB 60 - Firearms; certain laws regarding carrying and possession by retired judges; provide exemption

- BILL SUMMARY: House Bill 60 amends Code relating to carrying of firearms by retired judges. The requirement that they be on state retirement is taken out of Code, so as to provide for carry privileges for all retired state, local, and federal judges, full-time and permanent part-time judges of municipal and city courts, and such former judges retired from their respective offices.

- **Authored By:** Rep. Doug Holt of the 112th

- **Committee Action:** Do Pass by Committee Substitute

Ways & Means

HB 80 - Ad valorem tax; state and local title fees; revise provisions

- BILL SUMMARY: HB 80 amends the Ad Valorem title fee system that was established in the tax reform package in 2012:

- Changes the Definition of "Fair Market Value" from the average of the book amount for the current FMV and the book amount for the wholesale FMV to either the same blended average or the retail selling price, whichever is higher.
- The retail selling price definition will be expounded to (a) include charges for: labor, freight, delivery, dealer add-ons, and markups; and to (b) exclude charges for extended warranties, maintenance agreements, finance, insurance, and interest charges.
- Provides an exception for vehicles titled and registered under the International Registration Plan (IRP) – they will not be subject to the state and local title ad valorem tax fees
- Requires the Revenue Commissioner to decrease the Combined State and Local Title Ad Valorem Tax Rate if the actual revenue is 2% or more than the State Current Collection Amount (page 7)
- Allows for online registration system (page 8)
- Sets a schedule of penalties for failure to timely register a vehicle (page 8, page 15)
- Amends the State Title Ad Valorem Tax Fee to be set at .375% for rental vehicles, down from .75%, subject to a minimum sales and use tax revenue per rental vehicle threshold of \$400.00; failure to of a particular vehicle to meet the minimum threshold disqualifies it from the preferential rate
- Sets the State and Local Ad Valorem Fee rate at 6.5% for all leases; requires lessors to register with the Revenue Dept. at a cost of \$100 per registrant; lessee must register tag within 30 days of lease
- Exempts the following transactions from incurring state and local ad valorem fee liability:

- o Addition or substitution of lienholders so long as ownership remains the same
- o Acquisition of bonded title by 40-3-28
- o Acquisition of abandoned vehicles by a manufacturer or dealer of motor vehicles
- o Acquisition by manufacturer, distributor, dealer, or rebuilder, for resale or title correction purposes, only
- o Acquisition of title pursuant to repossession under a valid security interest in the event of payment default
- o Amending title for purposes of correcting odometer readings or removing an odometer discrepancy legend, so long as title is not being transferred
- Creates a misdemeanor for failure to obtain title for and register a motor vehicle in accordance with this section
- For purchases of motor vehicles that have a model year between 1963 and 1987:
 - o The state title ad valorem fee shall be .5% of FMV
 - o The local ad valorem title fee shall be .5% of FMV
- Requires any taxpayer that chooses to appeal the FMV determination of a vehicle to pay the full amount initially assessed prior to commencing the FMV appeal.
- Exempts lease payments from sales and use tax that would otherwise be imposed on vehicles that have been assessed a state and local ad valorem tax fee, and such fee has been satisfied.
- **Authored By:** Rep. Tom Rice of the 95th
- **Committee Action:** Do Pass by Committee Substitute

** Bills passing committees are reported to the Clerk's Office, and are then placed on the General Calendar.*

COMMITTEE MEETING SCHEDULE

Wednesday, February 06, 2013

TBD	Floor Session (LD12)	HOUSE CHAMBER (11:00am)
9:00 AM - 10:00 AM	APPROPRIATIONS	341 CAP
9:00 AM - 10:00 AM	Jacobs (Subcommittee One) Judiciary Civil	132 CAP
10:00 AM - 11:00 AM	RULES	341 CAP
1:00 PM - 2:00 PM	INFORMATION & AUDITS	403 CAP
1:00 PM - 2:00 PM	DEFENSE & VETERANS AFFAIRS	415 CLOB
1:30 PM - 2:30 PM	GAME, FISH & PARKS	406 CLOB
2:00 PM - 2:30 PM	SPECIAL RULES	606 CLOB
2:00 PM - 4:00 PM	JOINT EDUCATION	506 CLOB
2:00 PM - 3:00 PM	RETIREMENT	515 CLOB
3:00 PM - 4:00 PM	INDUSTRY AND LABOR	415 CLOB
3:00 PM - 5:00 PM	HEALTH & HUMAN SERVICES	606 CLOB
3:00 PM - 4:00 PM	REGULATED INDUSTRIES	515 CLOB
3:00 PM - 4:00 PM	REAPPORTIONMENT	406 CLOB
3:00 PM - 4:00 PM	STATE PROPERTIES	403 CAP
4:00 PM - 5:00 PM	JUVENILE JUSTICE	406 CLOB

** This meeting schedule is up to date at the time of this report, but meeting dates and times are subject to change. To keep up with the latest schedule please visit www.house.ga.gov and click on [Meetings Calendar](#).*